IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

THE HON'BLE SRI JUSTICE V.ESWARAIAH

Writ Petition No.6923 of 2007
DATED 8-3-2007

BETWEEN
Thirumalasetty Venkata Lakshmamma.

.. Petitioner

And

The Superintendent of Police, Ongole
and others.

.. Respondents

THE HONOURABLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION NO.6923 of 2006

ORDER:

The petitioners seek to issue a writ of mandamus declaring the action of the respondent police authorities in insisting upon them to vacate the building bearing municipal assessment No.1035012999 situated in 1st line at Srinagar in Kurnool road of Ongole municipal limits as arbitrary and illegal and to direct the respondents not to insist them to vacate the building.

Counter has been filed on behalf of the 4th respondent denying all the allegations stating that the police never visited the building of the 1st petitioner demanding the tenants to vacate the building and that they have never threatened the petitioners as

alleged by them. It is also stated that the petitioners were never called to the police station and were asked to vacate the building and in fact, no complaint whatsoever has been received against any of the petitioners nor any case has been registered or pending against them and, therefore, the question of calling and harassing the petitioners does not arise.

In view of the categorical denial of all the allegations made in the affidavit filed in support of the writ petition, no further orders are required to be passed in this writ petition. It is accordingly dismissed.

However, it is made clear that if the police insist upon the petitioners to vacate the building in their possession or exceed their powers, it is open to the petitioners to file a complaint before the Superintendent of Police or file a private complaint and can also approach this Court as and when required.

No costs.

V.ESWARAIAH,J

Dt.8.3.2007